

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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OXFORD HEALTH INSURANCE, INC.,
OXFORD HEALTH PLANS (NY), INC.,
UNITED HEALTHCARE INSURANCE
COMPANY OF NEW YORK, INC. and
UNITED HEALTHCARE SERVICES, INC.

Civil Action No.
13-CV-375 (AKH) (KNF)

NOTICE OF MOTION

Plaintiffs,

- against -

DANIEL HAMNER, M.D., DANIEL HAMNER
PHYSICIAN, P.C., DANIEL HAMNER, M.D., P.C.,
THE ESTATE OF ANNE M. CHRISTOPHER,
RICHARD HAMNER, ERIKA MACBRIDE,
RAINA HAMNER and RAE BAYMILLER,

Defendants.
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PLEASE TAKE NOTICE that upon the attached Affidavit of Jonathan B. Bruno, sworn to on the 11th day of March 2013, the exhibit annexed thereto, and the accompanying Memorandum of Law, Defendants Daniel Hamner, M.D., Daniel Hamner Physician, P.C., Daniel Hamner, M.D., P.C., Richard Hamner, Erika Macbride, Raina Hamner, and Rae Baymiller, by their attorneys, KAUFMAN BORGEEEST & RYAN LLP, will move this Court before the Honorable Alvin K. Hellerstein in Courtroom 14D of the United States District Court for the Southern District of New York, Daniel Patrick Moynihan United States Courthouse, 500 Pearl Street, New York, New York 10007-1312, on April 1, 2013, for an Order dismissing Plaintiff's Complaint pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure.

Dated: New York, New York
March 11, 2013

KAUFMAN BORGEEST & RYAN LLP

A handwritten signature in black ink, reading "Jonathan B. Bruno", is written over a horizontal line.

Jonathan B. Bruno

Stephanie B. Gitnik

Alex N. Niederman

Attorneys for Defendants

Daniel Hamner, M.D., Daniel Hamner

Physician, P.C., Daniel Hamner, M.D., P.C.,

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